copy to Mysore State

GOVERNMENT OF MADRAS.

Sectt. II-28—50,006—12-6-53.

(195 3) Department.

~~Endorsement~~
~~D.O.~~
Memorandum
~~Lodged~~

No. 14378 FrI/53-1

Dated 13th August 1953

FURTHER PAPERS.

Department.	Number.	Series.	Date.

2/8/1

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GOVERNMENT OF MADRAS
HOME DEPARTMENT
**

Memorandum No.143178-Tr.I/52-19, dated the 13th August 1953.

Sub:- MOTOR VEHICLES - Stage carriages - Regional Transport Authority, Salem - Infraction of Madras Motor Vehicles Rules etc. while plying buses under cover of High Court's interim stay orders - Action against Sri R.U.M.S.Ltd

Ref:- Correspondence resting with the letter from the Secretary, Central Road Traffic Board. No.38757-A2/52. dated 7-11-1952.

The Secretary, Central Road Traffic Board is informed that Government are advised that the interim order of the High Court dated 12-8-52 does not mean that the R.U.M.S.Ltd., can ply the buses whenever and wherever they like or that they can charge whatever they like from the passengers. That order can be reasonably interpreted only to mean that the buses were allowed to run on the route for which the owner applied. It is true that it does not lay down the number of trips it is to make, the fares to be charged from passengers and other conditions found included in the bus permits. But it does not mean that the High Court's order gives the bus owners a carte blanche.

2. The Government are advised that the effect of the High Court's order is to enable Sri R.U.M.S.Ltd., to ply their buses as if the permits had been renewed and not to ply them as they liked even without paying tax and violating the conditions to which the vehicles were formerly subject and flouting the law as indicated in para 4 of the letter of the Regional

Transport Officer, Salem, No.4413/B1/52 dated 5-11-52 sent with the letter cited, It appears that action can be taken under the appropriate provisions of the law for such contraventions. In any case, failure to pay the tax is a clear violation of the Madras Motor Vehicles Taxation Act, 1931; and action can be taken under that Act, and the High Court's order in any case does not absolve the owners from their liability under that Act.

3. The Secretary, Central Road Traffic Board, is, therefore, requested to issue suitable instructions to the Regional Transport Officers and to take necessary action against Sri R.U.M.S.Ltd.. for non-payment of tax, if any, in the first instance.

T.N.S.Raghavan,
Secretary to Government.

To the Secretary, Central Rodd Traffic Board. Madras.
Copy to Transport II and IV
Copy to Transport I-Clerk I

/Forwarded/By Order/

KN.14/8.

Superintendent.